

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

REITNOUR INVESTMENT PROPERTIES --
LIMERICK, L.P.
1260 Valley Forge Road, Suite 103
Phoenixville, Pennsylvania 19460

VS.

CLARICA LIFE INSURANCE COMPANY – U.S. :
13890 Bishop’s Drive, Suite 300 :
Brookfield, Wisconsin 53008 :

and

WILMINGTON TRUST CORP.
Rodney Square North
1100 North Market Street
Wilmington, Delaware 19890-0001

Defendants.

CIVIL ACTION

NO. 02-3455

ORDER

AND NOW this _____ day of _____, 2002, pursuant to the Notice of Dismissal filed by Plaintiff Reitnour Investment Properties -- Limerick L.P., it is hereby ORDERED that the Clerk of Court shall enter an Order dismissing this action with prejudice as to Defendant Clarica Life Insurance Company – U.S.

Bartle, III, U.S.D.J.

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**NOTICE OF DISMISSAL AS TO DEFENDANT
CLARICA LIFE INSURANCE COMPANY – U.S.**

Pursuant to Federal Rule of Civil Procedure 41(a)(1), Plaintiff Reitnour Investment Properties -- Limerick L.P., through counsel, hereby gives notice that this action is to be dismissed with prejudice as to the remaining defendant, Clarica Life Insurance Company – U.S.

("Clarica"). Clarica has neither served an answer to the complaint nor filed a motion for summary judgment in this action.

Dated: July 2, 2002

Respectfully submitted,

HANGLEY ARONCHICK SEGAL & PUDLIN

By: _____
Henry E. Hockeimer, Jr. (Atty. I.D. No. 86768)
Alan C. Promer (Atty. I.D. No. 81006)
One Logan Square, 27th Floor
Philadelphia, PA 19103-6933
(215) 568-6200

Attorneys for Plaintiff Investment Properties --
Limerick, L.P.

CERTIFICATE OF SERVICE

I hereby certify that copies of Plaintiff's Notice of Dismissal of Defendant Clarica Life Insurance Company – U.S. were served on July 2, 2002, as follows:

By First Class Mail: Gerald E. Arth, Esquire
Fox Rothschild, O'Brien & Frankel, LLP
2000 Market Street, 10th Floor
Philadelphia, PA 19103-3291
(Counsel for Clarica Life Insurance Company-U.S.)

Alan C. Promer